

As required by that Order, counsel for Plaintiffs has conferred in good faith with counsel for Defendants. While Defendants appear to be unopposed to expedited discovery, they have asked to serve one hundred (100) requests for production and one hundred (100) requests for admission, and to take up to six (6) depositions, per side. This approach could conceivably entail twelve (12) depositions across the country, and only after the parties have searched for the untold thousands of documents responsive to one hundred document requests. Plaintiffs respectfully submit that this would be excessive for expedited discovery in preparation for a preliminary injunction hearing and highly impractical in the time remaining before that hearing takes place on July 21, 2017. They are therefore unable to agree to Defendants' proposal.

In an effort to reach a compromise, Plaintiffs modified their proposal to expand the scope of the deposition to be a corporate representative deposition (of all entities on each side) on up to ten (10) topics, which Plaintiffs believe would allow Defendants more than enough opportunity to take discovery regarding all six "Events of Default" alleged in the pleadings on file with the Court—which is where Defendants say their interests lie. However, Defendants' counsel responded that he was still not agreeable to this modified proposal.

Because the parties are unable to reach an agreement regarding the relief requested in the Motion, Plaintiffs respectfully request that the Court enter an order granting their pending Motion requesting limited, expedited discovery, as modified above.

Dated: June 22, 2017.

By: /s/ Robert M. Hoffman
Robert M. Hoffman
Texas Bar No. 09788200
robhoffman@andrewskurth.com
James C. Bookhout (*seeking admission*)
Texas Bar No. 24087187
jamesbookhout@andrewskurth.com
ANDREWS KURTH KENYON LLP
1717 Main Street, Suite 3700
Dallas, Texas 75201
Telephone: (214) 659-4400
Facsimile: (214) 659-4401

David P. Whittlesey
Texas Bar No. 00791920
dwhittlesey@andrewskurth.com
ANDREWS KURTH KENYON LLP
111 Congress Avenue, Suite 1700
Austin, Texas 78701
Telephone: (512) 320-9200
Facsimile: (512) 320-9292

ATTORNEYS FOR PLAINTIFFS
PNC BANK, N.A., COLUMBIA HOUSING SLP
CORPORATION, AND 2013 TRAVIS OAK
CREEK, LP

CERTIFICATE OF SERVICE

I certify that on June 22, 2017, a copy of the foregoing document was served on counsel for the Defendants in this case via email and on all counsel of record via the Court's CM/ECF facilities.

/s/ Robert M. Hoffman

Robert M. Hoffman